

In the Matter of:

STATE OF MS. BOARD OF NURSING

MEETING , BUSINESS

December 08, 2023

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THE MISSISSIPPI BOARD OF NURSING
BUSINESS MEETING

DECEMBER 8, 2023

PROCEEDINGS

Taken on Friday, December 8, 2023,
at approximately 11:10 a.m.
at the Mississippi Board of Nursing
713 South Pear Orchard Road, Suite 300
Ridgeland, Mississippi

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NANCY NORRIS-JOHNSON, LPN, II, CPT
CARLY WALKER, LPN
LACEY GENTRY, MSN, RN
RENIA DOTSON, MD
ALTON SHAW, FNP-C
JANEL MOODY, RN
JAN COLLINS, CONSUMER
MELISSA KING, DNP, FNP-C (VIA ZOOM)

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PROCEEDINGS

MS. CULPEPPER: Good morning. So before we begin this morning, I just wanted to say congratulations to all the nursing graduates that graduated this past week in the State of Mississippi. Welcome to nursing.

And at this time, do we have a motion for the approval of the agenda?

MR. CUMMINS: I'll make a motion to approve the agenda.

MS. CLANTON: I want to make a motion to amend the agenda first. On the agenda, we have an extra hearing day set for Monday, February 5th. I would make a motion that we add the extra Monday in April also.

MS. NORRIS-JOHNSON: Second.

MS. CULPEPPER: At this point, I'm going to ask for a roll-call vote to accept the amended agenda. Please state your name.

MS. COLLINS: Jan Collins.

MS. WALKER: Carly Walker.

MS. MOODY: Janel Moody.

MR. SHAW: Alton Shaw.

MS. GENTRY: Lacey Gentry, yay.

1 MR. CUMMINS: Jeremy Cummins, yes.

2 MS. CULPEPPER: Sandra Culpepper,
3 yes.

4 MS. CLANTON: Janie Clanton, yes.

5 DR. DOTSON: Renia Dotson, yes.

6 MS. NORRIS-JOHNSON: Nancy
7 Norris-Johnson, yes.

8 DR. KING: Melissa King, yay.

9 MS. CULPEPPER: And so moving
10 forward, we have a declaration of a quorum at
11 this point. Any discussion?

12 At this time point we're going to
13 move to an open forum. So anyone from the
14 public today?

15 All right. Moving forward, we're
16 going to go to the legislative update.

17 MR. BOBINGER: Thank you, Madam
18 President. Good morning to everyone. I just
19 want to go over a few things. We've got our
20 legislative session coming up. Jeremy and I
21 were just talking. I guess it's probably like
22 three weeks, something like that. So it's going
23 to be busy. It's a four-month session as it's
24 the first year of a four-year term. So it will
25 be 120 days unless the legislature decides to

1 reduce that time period rather than the typical
2 90.

3 I do want to remind -- in fact, the
4 session starts January 2nd. So you've got your
5 New Year's Day and then legislature.

6 January 17th is the Board of Nursing
7 Capitol Day. That afternoon, I think,
8 Dr. Johnson, that coincides with the board
9 retreat, so it makes it easier on everybody to
10 kind of be here in town rather than having to
11 make a special trip. But I would encourage --
12 our board members have been good to try and be
13 there at the Capitol. I think it's important.
14 You get to, you know, talk individually one on
15 one with legislators. The ones you know, but
16 you also get to meet new ones. And we've got
17 new ones this year because we just had an
18 election. Some folks retired. A few were
19 defeated. So I think it's a great opportunity
20 to talk about the Board of Nursing, what we do
21 and the role that you play and how vital it is
22 to the nursing profession.

23 You know, you always -- we don't know
24 yet. It's too early. There's been no bills
25 introduced. We have no chairman. You know, the

1 lieutenant governor picks the chairman, and the
2 members of the committee appoints in the House.
3 That presumptive speaker will be -- is Jason
4 White, and I fully expect he will be the speaker
5 of the House, which I think personally is a good
6 choice.

7 You'll also have Lieutenant Governor
8 Hosemann selects the chairman in the Senate and
9 the members of those committees. So those have
10 not been formerly done. So there's no bills
11 that have been introduced, but, you know,
12 there's a lot of talk and a lot of things going
13 on.

14 Certainly one I wanted to mention was
15 full practice authority legislation. There's
16 been, you know, ongoing discussions among
17 stakeholders about legislation to be introduced
18 in the upcoming session. My thoughts on that
19 are -- I think it's very important for the board
20 to stay engaged and have a seat at the table in
21 that process and that discussion, particularly
22 as the regulatory body for the nursing
23 profession in Mississippi. I think it's
24 important that with that in mind and going
25 forward in the regulation of the APRNs, RNs,

1 LPNs, all the folks that you have regulatory
2 oversight, to have input and to kind of know
3 what will be introduced and possibly what could
4 pass into law that impacts this board and what
5 your regulatory authority would be. That's very
6 important and crucial. So I think it's
7 important for the board to stay engaged and
8 involved in that process. And certainly we will
9 see a bill. I'm certain of that.

10 I always look at Board Member Gentry
11 when I think of -- but I do think we'll see more
12 effort to do something for nurse educators, and
13 I know I repeat myself. And, President
14 Culpepper, I know how you feel about that, too.
15 And, you know, working with the IHL and our
16 community colleges, which are our vital partner.
17 I think we've got to keep pushing that in trying
18 to get additional funding to recruit and retain
19 educators. And I think -- there again, I just
20 feel like there may be some opportunity this
21 year for hopefully for some additional funding
22 there.

23 I was talking with Board Member
24 Cummins before I came in about hospitals, and
25 y'all know we'll continue to hear about that.

1 The funding of our hospitals and some of the
2 financial issues surrounding hospitals in the
3 state.

4 I guess that leads into this issue of
5 Medicaid expansion. Don't know what or if
6 anything will happen. It does appear the House
7 leadership is at least willing to consider or
8 open to some discussion about it. And I would
9 assume, I don't know for sure, that the Senate
10 would be at least open to some talk or
11 discussion. So we'll just -- it's too early to
12 know, and it is -- it can be a divisive issue,
13 and unfortunately, probably, it's been, you
14 know, made a political issue as well. So we'll
15 just have to see what happens with that.

16 Mental health, I just spoke to the
17 Mississippi Sheriff's Association this last
18 week -- this current week. And one of their big
19 issues -- and it has been, but they're really
20 pushing is trying to do more on mental health to
21 keep sick people, mentally ill people -- not
22 criminals -- out of their jails. It's not
23 humane. They're not trained. And they know
24 that. They don't want -- the county supervisors
25 do not want it, and they're trying to work with

1 the Department of Mental Health, I think, and
2 other stakeholders and groups to -- it's a tough
3 issue. But there again, everything goes back to
4 money, you know, funding and having resources
5 for maybe acute care beds for lack of a better
6 term, not long-term beds, but just short-term to
7 keep people out of correctional facilities. So
8 I know there will probably be some legislation
9 surrounding mental health. And obviously it's
10 an important issue, and it's not going away.

11 Lastly, I just want to say, again --
12 I want to say thank you to Shan Montgomery for
13 her work. And we communicate, and Dr. Johnson,
14 of course, on the budget for the agency. I know
15 the board is very engaged on that. And it's --
16 we will have a subcommittee hearing in the House
17 and one in the Senate this session. And
18 normally Dr. Johnson and Ms. Montgomery kind of
19 take the lead on that. And usually we'll have
20 the president, and any board members are
21 certainly welcome to attend that hearing. But
22 those are important to set the foundation for
23 what our ask is to the legislature. And
24 obviously, again, you've got to have adequate
25 resources here at this agency to do your job

1 properly and to do it at the fullest extent.

2 And that's our goal.

3 And one thing I do like about the
4 information is the transparency on the financial
5 end. I like that. Not only to the board, but
6 to the legislature. If we request something,
7 there's backup documentation. Again, Shan and
8 the staff do a great job with that. So we're
9 not just over there saying, Hey, give us some
10 money. Here's the need. Here's why we need it.
11 And here's the backup to support the request.

12 So with that, if anyone has a
13 question, I'll be happy to try and answer it.

14 If not, that concludes my report,
15 Madam President. Thank you.

16 MS. CULPEPPER: Thank you,
17 Mr. Bobinger.

18 At this point we're going to -- the
19 Board of Director's Retreat and the MSBN Capitol
20 Day will be January 17th and 18th of 2024.

21 And at this point, I would like to
22 ask Dr. Burks to come up to give us the Office
23 of Nursing Workforce report.

24 DR. BURKS: Good morning. Madam
25 President, this is the report from the Office of

1 Nursing Workforce. I'll start with MnVP.

2 Casey Loper, the project manager, she
3 met with the Louisiana Board of Nursing to
4 discuss the Recovering Nurse Program. And she
5 found that the Board of Nursing -- Mississippi
6 Board of Nursing is doing many of the things
7 that were discussed. There are a few more
8 things that Casey would like to investigate to
9 see if it would be possible for us to
10 incorporate those things into our program.

11 Currently there are 34 participants
12 being monitored in MnVP, with three pending, and
13 one of the participants was referred to legal
14 this week for a hearing.

15 In terms of the USDA Distance
16 Learning and Telemedicine grant, that grant is
17 still in progress. There are still three
18 campuses pending installation of their
19 equipment. That's East Mississippi, Itawamba,
20 and Northeast. East Mississippi is under
21 renovations, and that dean is not sure if those
22 renovations will be complete before the end of
23 the semester.

24 We're also in the process of
25 gathering information regarding the school's use

1 of that equipment, such as their SMART boards,
2 computers and telemedicine carts because there's
3 a report that must be completed and submitted to
4 the USDA early 2024.

5 On November 9th, the board -- we
6 facilitated a virtual training with AMD for the
7 collaborating grant partners, and those partners
8 are listed as well in the report. And that
9 training included how they could best utilize
10 the carts for class instructions as well as how
11 the partners could collaborate with each other
12 through the carts. And what we found is with
13 the telemedicine carts, the actual programs can
14 communicate with each other.

15 There was an example where we had our
16 cart on, it was live, and we were able to call
17 Mississippi Gulf Coast and speak to them through
18 their cart and everything was done through the
19 cart. So what we were doing here, they could
20 actually see it on their cart there. And those
21 partners who participated, they'll be able to do
22 that with one another. So it's more to come on
23 the different things that we'll be doing to
24 utilize those carts.

25 In terms of the ONW scholarships, at

1 the October meeting, the Office of Nursing
2 Workforce was approved to distribute over
3 \$800,000 in scholarship funds to the 24 nursing
4 schools. And the scholarship checks for 23 of
5 the 24 schools were mailed November 17th. Blue
6 Mountain, their check was not issued due to a
7 change with their address, and the school was
8 contacted, and they should receive their check
9 in the next few weeks.

10 ONW is starting to receive the
11 accountability and student recipient forms from
12 the school as well. And one of the things that
13 also is included in the report is there's three
14 letters of appreciation from the nursing
15 programs regarding the scholarship funding.

16 The schools and the students, they're
17 very appreciative of that funding, and sometimes
18 you don't think that it is important and makes a
19 difference, but it actually makes a difference.
20 And I just want to highlight information from
21 those letters received.

22 Meridian Community College thanks the
23 Board for contributing to their Creating Legacy
24 Campaign for the LPN and ADN scholarships, and
25 this will help their students soar into a future

1 full of possibilities.

2 The Mississippi University for Women
3 wrote: The generosity ensures that the W
4 continues to provide quality educational
5 opportunities for students to learn, develop
6 their professional skills, and earn degrees that
7 prepare them to be competitive in their field.
8 Also the W will list the Mississippi Board of
9 Nursing/Office of Nursing Workforce in the
10 fiscal year 2024 Honor Roll of Donors.

11 Hinds wrote: Thank you for making a
12 big difference in the lives of our students.

13 So again I just wanted -- just share
14 that they do appreciate the funding. They're
15 using it. Students appreciated it. And they
16 showed that by sending these letters.

17 Also with ONW scholarships, we wanted
18 to provide some historical information in terms
19 of the number of awards that have been
20 distributed to the students.

21 In fiscal year 2021, there were 1,056
22 scholarships awarded to the students here in
23 Mississippi. I believe we've done an analysis,
24 and out of that number, 876 of those students,
25 they have a Mississippi license. Now, we don't

1 know if they're actually working in Mississippi,
2 but they are attached because Mississippi is
3 their home state, which is equivalent to
4 83 percent of those students have licensure.

5 With the award that year, they
6 received over \$700,000 was the amount awarded.

7 And the fiscal year 2022, there was 1,162
8 scholarships awarded. The number of applicants
9 with a Mississippi license is 962.

10 83 percent -- which is in terms -- 83 percent of
11 those are licensed. And that year we received
12 over \$800,000 in awards.

13 For fiscal year 2023, there was 1099
14 scholarships awarded. 861 of those applicants
15 have licenses in Mississippi, with a license
16 percentage of 78,000 -- with a license
17 percentage of 78. And the total amount awarded
18 was over \$800,000.

19 So in total, the total number of
20 scholarships for these three years is 3,317.

21 Out of that, 2,679 applicants, they have
22 Mississippi license, with a percentage of
23 81 percent. And the total awarded in these
24 three years is over \$2.4 million.

25 And I also want to explain, in terms

1 of when we look at the number of applicants with
2 a license, what we do is we run this
3 information. So these numbers can change
4 because sometimes it just depends on what
5 semester the students received their funding, if
6 the students are unsatisfactory and they have to
7 return. So the plan is in May, we're going to
8 run the same spreadsheets with this information
9 to see if any of those students who had not
10 completed, if they have completed, and if
11 they're licensed at that point. And this is
12 something we plan on doing or continuing in the
13 future.

14 Also I just wanted to provide some
15 follow-up information on the Retention
16 Scholarship. The Retention Scholarship was a
17 pilot that was done by the board in 2022. And
18 with that, you'll see in December of 2022, there
19 were seven recipients, and it also shows the
20 number of work service years. Some of these
21 individuals, they have graduated and they have
22 also completed their requirements in terms of
23 their work service. And included in the report
24 is a detailed list of each so that you can see
25 who those individuals were. And also their

1 program study.

2 That is the end of my report. Any
3 questions?

4 MS. CULPEPPER: Any questions for
5 Dr. Burks?

6 MS. COLLINS: You might have said
7 this, Dr. Burks, but there's no requirement for
8 retention on these other people that you gave
9 scholarships to, just those on the pilot
10 program?

11 DR. BURKS: Just those on the pilot
12 program.

13 MS. COLLINS: So you really -- they
14 haven't been out long enough for us to tell --
15 what is their required amount of time to stay in
16 the state to practice after they get through?

17 DR. BURKS: For those that are
18 receiving retention scholarships, it's listed.
19 For some of those individuals, they have
20 one year, and that was based upon the amount of
21 funding they received. Some of those
22 individuals, after they complete two years, so
23 it just depends on their -- the amount of
24 funding they received.

25 MS. COLLINS: So basically two years.

1 DR. BURKS: Yes, ma'am. It was one
2 to two years for those individuals.

3 MS. CULPEPPER: Any other questions
4 for Dr. Burks?

5 (No response.)

6 MS. CULPEPPER: All right.
7 Dr. Burks, would you like to go over the
8 Practical Nursing Education Report?

9 DR. BURKS: Yes. From the practical
10 nursing world, first, we have the PN curriculum
11 revisions. Those revisions are still under
12 development. Currently the PN directors and
13 stakeholders, they're updating the textbook list
14 and the instructional aid list.

15 This group is also including
16 information about Next-Gen because the last time
17 Next-Gen did not exist, so that information will
18 be included in the curriculum as well. And the
19 plan is to have this part of the curriculum
20 completed by Christmas break.

21 The PN curriculum, it is a statewide
22 curriculum, and they ask input from all
23 stakeholders. So those e-mails go out because
24 they do want input in terms of is it realistic?
25 Is there something they're missing? Where are

1 the gaps? So as the curriculum continues to be
2 revised, we will share that information in terms
3 of those dates.

4 And also with Mississippi Gulf Coast
5 Community College, their PN apprenticeship
6 program, I wanted to do a follow-up because in
7 October, it was reported that those individuals
8 were actually graduating. So they were pinned.

9 Their first cohort started May 9th,
10 2022. They had 20 individuals enrolled and 14
11 completed that program with a completion rate of
12 70 percent. And 70 percent is a great
13 accomplishment for a completion rate of
14 students. And we're talking about students who
15 complete on time. So that is great.

16 As of Friday, December 1st, six of
17 those individuals had taken boards and all six
18 passed their boards. So right now, they're
19 standing at 100 percent. Four more are
20 scheduled to take boards beginning December the
21 14th, and the remaining transcripts are being
22 processed and e-mailed to the board.

23 And we just are appreciative and
24 they're appreciative of the board for allowing
25 them to do this program because as you all can

1 remember, it was about a two-year process of
2 going back and forth to make sure that that
3 criteria, their expectations, all those things
4 fell in line with what was required of all the
5 other programs. And they have far exceeded
6 that. These individuals are making a true
7 difference in their community. Many of them are
8 nontraditional, or what we term in nursing as
9 nontraditional. So for these individuals to
10 have an opportunity to attend a nursing
11 program -- and this nursing program is in
12 collaboration with Singing River. These
13 individuals were employed with Singing River.
14 Many of them were in other facilities. They may
15 have been in physical or they may have been in
16 dietary. So this is a game changer. And they
17 are a part of their community. We're talking
18 about people who are vetted. They are committed
19 and dedicated to their community. So we just
20 want to commend Dr. Hendrix, Dr. Graham, the
21 president of Singing River, their
22 administrators, and their staff for the work and
23 time they put into this program to make it
24 successful.

25 Also, with the PN program NCLEX

1 scores, I just wanted to share with you all the
2 NCLEX scores since Next-Gen is now a part of
3 their world. And what I did was included
4 information from last year until this year.
5 Looking at it in a year.

6 Starting July to September of 2022,
7 we can see that in Mississippi the practical
8 nursing programs were at 84 percent; whereas,
9 the rest of the United States, they were at
10 80.88. And for the most part, Mississippi has
11 been either at or above what the national level
12 has been.

13 If you look at January through March
14 of 2023, the practical nursing programs in the
15 United States was 79 percent -- 79.24 percent.
16 Mississippi was 83. Next-Gen started in April.
17 And so when Next-Gen started, of course there
18 was concern that scores would drop. From April
19 -- from April to June of 2022, Mississippi PN
20 pass rates on boards was 97 percent; whereas,
21 the rest of the United States was 89.84 percent.

22 From July to September of 2023,
23 Mississippi was 92 percent, and the rest of the
24 United States was 90.43.

25 So the practical nursing programs,

1 they have committed, dedicated faculty,
2 administrators, and they're working hard to make
3 sure that those students are able to pass
4 boards, and it is reflected within the board
5 scores.

6 I also have the update from Blue
7 Cliff College, their site visit. On
8 October 24th through the 25th, a site visit was
9 performed. Blue Cliff submitted an application
10 to start a program. The team members were
11 Dr. Melissa Bryant from Pearl River, Ms. Theresa
12 Cole from East Mississippi, and Ms. Betty Ginn
13 from Northwest.

14 There are standards, and those
15 standards are listed, and I will give you
16 information on those. In terms of Standard A,
17 Governance, Blue Cliff did not meet that
18 standard because they did not satisfy
19 information regarding their clinical agency
20 requirements for their director.

21 Standard B for faculty and staff,
22 that standard was not met, and it was the same.
23 They could not provide information to satisfy
24 the clinical agency requirements, participation
25 in professional development activities. Also

1 with their anticipated faculty and student
2 ratios in the classroom, there was no
3 administrative or clerical support; faculty was
4 not present. And they anticipate 30 students.
5 So with that, they will need two instructors for
6 a classroom and three for the clinical, and that
7 was not met.

8 Standard C with students, that
9 standard was not met. Their admission interview
10 procedure was not clear, and they lacked
11 information regarding their clinical health
12 requirements.

13 Standard D, in terms of curriculum,
14 was not met. Their curriculum hours did not
15 align with the hours outlined in the Mississippi
16 curriculum framework of post-secondary practical
17 nursing programs, and their affiliation
18 agreements were incomplete.

19 Standard F, the resources, they did
20 not meet that standard. They did not supply the
21 faculty salary information.

22 On Standard F, it was not met. Their
23 systematic evaluation of the practical nursing
24 program, it should have demonstrated assessment
25 and evaluations, and their SPEP was incomplete.

1 And also their outcomes did not align with the
2 criteria listed in the standards for practical
3 nursing and accreditation.

4 And my recommendation regarding Blue
5 Cliff College is that they be denied the
6 opportunity to move forward. They are not --
7 should not be able to admit students. They may
8 be allowed to revise and resubmit their
9 self-study to reflect corrections of the
10 standards that they were found noncompliant. If
11 done, the revised self-study must be reviewed
12 within six months of the date of denial.

13 Blue Cliff's application for Stage 2
14 will be terminated if the revised self-study is
15 not received within a six-month period, and if
16 Blue Cliff's application expires or is
17 withdrawn, the institution may reapply by
18 starting the entire process of establishing a
19 new practical nursing program.

20 And that is the end of my report.

21 MS. COLLINS: Can I ask a question,
22 Madam President?

23 MS. CULPEPPER: Yes, Ms. Collins.

24 MS. COLLINS: Is that a for-profit
25 school?

1 DR. BURKS: Yes, ma'am.

2 MS. COLLINS: How long have they been
3 down there?

4 DR. BURKS: They have some other
5 programs, and the other programs, when we looked
6 through their information, they've been there
7 about two, three years.

8 MS. COLLINS: Did they act shocked
9 they did not get approved?

10 DR. BURKS: Well, during the report,
11 what we do, we just go over and tell them these
12 are the things they did not meet, and that
13 information will be brought back to the full
14 board, and the recommendation is they be denied.

15 MS. CULPEPPER: Any other questions
16 for Dr. Burks?

17 MR. CUMMINS: I would just like to
18 make -- go ahead.

19 DR. DOTSON: Are they allowed to
20 reapply with the corrections?

21 DR. BURKS: Yes, ma'am.

22 MR. CUMMINS: I would just like to
23 make a comment quickly. I am so excited about
24 Singing River and Pearl River Community College
25 in this apprenticeship program. They kind of

1 broke the ice on something that's a wonderful
2 stepping stone, I think, for other community
3 colleges to do or other universities even to do
4 in working with their hospitals in procuring
5 nurses for the State of Mississippi. So that is
6 a great job.

7 Also kudos to the nursing educators.
8 Our NCLEX rates are higher than anyone in the
9 nation and I think that's -- or are higher than
10 the national average, and I think that is a
11 wonderful thing for us to be proud of.

12 DR. BURKS: It is.

13 MS. CULPEPPER: Any other questions?

14 Dr. Burks, could you state for us your
15 recommendations one more time for Blue Cliff
16 Community College?

17 DR. BURKS: Okay. My recommendation
18 is that at this point Blue Cliff, they be denied
19 the opportunity to move forward; however, with
20 that denial, they may be able to resubmit --
21 revise and resubmit their self-study.

22 MS. CULPEPPER: Would anybody like to
23 make a motion to accept Dr. Burks'
24 recommendation?

25 MR. CUMMINS: I'll make the motion

1 based on Dr. Burks' recommendations.

2 MS. CULPEPPER: Second?

3 MS. NORRIS-JOHNSON: I'll second.

4 MS. CULPEPPER: We're going to do a
5 roll-call vote.

6 MS. COLLINS: Jan Collins, consumer
7 member.

8 MS. WALKER: Carly Walker.

9 MS. MOODY: Janel Moody, yes.

10 MR. SHAW: Alton Shaw, yes.

11 MS. GENTRY: Lacey Gentry, yes.

12 MR. CUMMINS: Jeremy Cummins, yes.

13 MS. CULPEPPER: Sandra Culpepper,
14 yes.

15 MS. CLANTON: Janie Clanton, yes.

16 DR. DOTSON: Dr. Renia Dotson, yes.

17 MS. NORRIS-JOHNSON: Nancy
18 Norris-Johnson, yes.

19 DR. KING: Melissa King, yes.

20 MS. CULPEPPER: So that motion has
21 been accepted.

22 And the last thing is to make a
23 motion to accept Dr. Burks' Practical Nursing
24 Education report at this time.

25 MR. CUMMINS: I make a motion.

1 MS. NORRIS-JOHNSON: Second.

2 MS. CULPEPPER: All right. We're
3 going to do a roll-call vote.

4 MS. COLLINS: Jan Collins, consumer
5 member, yes.

6 MS. WALKER: Carly Walker, yes.

7 MS. MOODY: Janel Moody, yes.

8 MR. SHAW: Alton Shaw, yes.

9 MS. GENTRY: Lacey Gentry, yes.

10 MR. CUMMINS: Jeremy Cummins, yes.

11 MS. CULPEPPER: Sandra Culpepper,
12 yes.

13 MS. CLANTON: Janie Clanton, yes.

14 DR. DOTSON: Dr. Renia Dotson, yes.

15 MS. NORRIS-JOHNSON: Nancy
16 Norris-Johnson, yes.

17 MS. CULPEPPER: Thank you. Thank
18 you, Dr. Burks.

19 DR. KING: Melissa King, yes.

20 MS. CULPEPPER: I'm sorry. I want to
21 note on the record, is that Dr. King? So
22 Dr. Melissa King is with us by phone.

23 At this point, I would like to ask
24 Dr. Johnson, on her director's report.

25 DR. JOHNSON: Good morning, Madam

1 President, members of the board. Happy
2 Holidays. Hopefully you received your happies
3 that were left in your chairs just to show a
4 token of our appreciation for the outstanding
5 leadership you provide to the Board of Nursing.
6 We could not do what we do without your support,
7 so we definitely wanted to show -- give you just
8 a little remnant of our appreciation for all the
9 hard work that you do.

10 A couple of things. My report will
11 be short because it's already been mentioned by
12 our legislative person, Trey Bobinger, and also
13 Dr. Burks in her report. But I did want to
14 highlight Mississippi Gulf Coast Community
15 College one more time because of that
16 apprenticeship program. That's a testament to
17 your leadership because you, as the board
18 members, the PN program falls under your
19 jurisdiction. And so your leadership has been
20 very supportive in every effort that has been
21 made with Dr. Burks, in her division, and what
22 she does with the PN program. That could not be
23 possible without you.

24 Of course, the other staff here play
25 a vital component of that. So that's a

1 testament to you, how supportive you are and how
2 proactive you are in moving this profession
3 forward.

4 That being said, I was at the board
5 of directors meeting for NCSBN the first part of
6 this week. And we do an environmental scan, and
7 one of the things that I wanted to make sure
8 that was high pointed in that environmental scan
9 was the work of Mississippi Gulf Coast Community
10 College in the apprenticeship program and the
11 success rate of those individuals that took the
12 NCLEX. They were in awe of the program. They
13 have reached out -- and I say "they." There are
14 other boards of nursing across these United
15 States when this program came into fruition that
16 reached out to this Board of Nursing because
17 they wanted to see how was that being done.
18 There's a different apprenticeship program that
19 is supported by federal money. This is
20 supported by the Mississippi Board of Nursing.
21 And so that's the difference. So they were
22 grateful, and the response from NCSBN Board of
23 Directors was that Mississippi is transforming
24 lives. And that is so true when you think about
25 it.

1 Mississippi Gulf Coast Community
2 College has been proactive. Kudos to President
3 Dr. Graham. Kudos to the dean, Dr. Hendrix, and
4 the staff that have made this possible. They're
5 a proactive group of individuals. They think
6 outside of the box. They take risks. Those
7 risks involve moving the profession forward. So
8 I wanted to make sure that they were
9 highlighted. And there are other entities
10 within the state looking at their program.
11 There are other facilities outside of the state
12 that are moving into the state that have gotten
13 wind of this and will probably be reaching out.

14 So again, thank you to the
15 Mississippi Board of Nursing Board of Directors
16 for your leadership and your support in this
17 endeavor, and thank you for allowing me to hire
18 Dr. Burks who makes this wheel turn.

19 So thank you, Dr. Burks, for all the
20 hard work that you do as well.

21 A couple of things that has already
22 been mentioned. Capitol Day is January 17th.
23 We will start Capitol Day -- the Board of
24 Nursing Retreat on January 17th, but our Capitol
25 Day is also on the 17th. And what will happen

1 is the retreat is scheduled for the 17th through
2 the 18th. The retreat will start on the morning
3 of the 17th. It will conclude around noon. We
4 will then progress to the Capitol for our
5 Capitol Day event. And we will resume the
6 retreat on January the 18th -- the morning of
7 the 18th. It is anticipated that the retreat
8 will conclude by 1 o'clock p.m. on the 18th. If
9 you have not gotten with Vanessa Graves, my
10 executive assistant, on your arrangements for
11 that meeting, please do so today or immediately
12 within the next week to ensure everything is
13 complete.

14 Operation Nightingale. I always give
15 a report. Operational Nightingale deals with
16 the FBI fraudulent schools. The investigation
17 remains an open investigation, and there are new
18 schools that crop up each and every day, and we
19 do get a report; however, we are alerted through
20 the nurses' database, which is NCSBN national
21 database, of any applicants or licensees that
22 have graduated from one of the schools that has
23 been out there on the radar, that they have
24 applied. And we do our due diligence and due
25 process to investigate to make sure that they

1 have completed the necessary requirements,
2 because there are some people that did complete
3 the requirements at appropriate schools, and we
4 want to make sure that those people get their
5 license. However, I'm glad to report that
6 Mississippi has only had, I think, a total of
7 six nurses now that have been on that report,
8 and five of those nurses have been cleared as to
9 have been in compliance with the regular
10 requirements, met those requirements, and have
11 not attended fraudulent institutions. So that's
12 great to know. But I'll keep you abreast of
13 that because the investigation continues. We
14 get a report -- each and every day I have to go
15 and check the database.

16 Two things I want to bring to your
17 attention otherwise, and I think Trey Bobinger
18 mentioned it, was the full practice authority in
19 -- I think the board will have some discussion
20 about that a little bit later today; but there
21 is, as you are aware, a coalition that has been
22 meeting for several years now. Probably four
23 that I can recall. Trey, correct me if I'm
24 wrong. NCSBN has been involved in that. The
25 Board of Nursing sits and listens because we're

1 the regulatory agency, but the coalition
2 consists of the nursing professional
3 organizations and other partners throughout --
4 and stakeholders throughout not only
5 Mississippi, but the nation that are interested
6 in getting full practice authority advanced.

7 So the purpose -- I think I sent out
8 to you all just the previous House bill that was
9 introduced last year for you to peruse because
10 -- that's not the final bill. So let me preface
11 that. I want you to have awareness of what was
12 presented last year. It will be something
13 probably similar; although legislation has not
14 been finalized on that. There's just been
15 discussion in order to present a unified front
16 of all of the nursing professions moving forward
17 to try to move this forward for the State of
18 Mississippi. So there's more to come and it is
19 -- this bill is fluid at this point. And as you
20 know, the legislation kicks into year
21 January 2nd, so put your roller skates on is all
22 I can say on that.

23 The second thing is there is another
24 piece of information that I e-mailed to you all
25 dealing with the accommodations for board

1 members. As you all are aware, in October, we
2 were notified by PEER review of an investigation
3 at our board, and so as a part of that
4 corrective action, our action plan was to be
5 good stewards of the state's funds and develop a
6 policy to address the accommodations. And so
7 that's forward -- that was put forward to you
8 for your review for discussion and action today.

9 The second one was I think the bylaws
10 are up for approval today. I know there was
11 some discussion in the October meeting, and I
12 wanted to make sure we got those taken care of
13 today as well.

14 And I do want to thank our staff for
15 the job that they do here each and every day.
16 Brandon, I'm not sure if he is in the room. He
17 is. Brandon Walker did a talk to the University
18 of Mississippi School of Nursing. They
19 requested him, and he went and did a great
20 presentation on the legal implications of not
21 doing what you're supposed to do and not
22 adhering to the practice act, and he was a rock
23 star is what I heard. So he's in big demand for
24 that. We appreciate Brandon for doing that.

25 Dr. Burks has gone out to the pinning

1 ceremonies; she's done presentations. Shan has
2 been involved in some committees on the outside
3 that are reflective of the leadership of the
4 Board of Nursing. So you have a great staff
5 here. And I always say, I can't do what I do
6 without them. They are great. So I would just
7 like to acknowledge the hard work the staff here
8 does each and every day. So thank you all for
9 that.

10 I did forget to mention about the
11 Federation of Associations of Regulatory Boards
12 Forum. That will be held in Fort Worth
13 January 25th through the 27th. Shan and I will
14 be attending that and representing -- Shan will
15 be representing the Board of Nursing. I'll be
16 representing NCSBN. So I will be wearing two
17 hats there. We will be attending that and will
18 bring back information on the regulatory
19 culture. It is changing a little bit. And
20 there are a lot of things out there from a
21 political standpoint that will probably be
22 addressed.

23 Additionally, we have two board
24 members that will be attending the NCSBN
25 Research Symposium in Arizona: Janie Clanton

1 and Madam President Sandra Culpepper. And that
2 is also in January; I think the week before we
3 leave. So -- and that research symposium looks
4 great. So hopefully they will be able to bring
5 back some information about what's going on with
6 workforce and nursing work models. Some of that
7 will be discussed at those entities.

8 And, Madam President, I think that's
9 all I have. If you have questions, I'll be
10 happy to entertain them at this time.

11 MS. CULPEPPER: Any questions for
12 Dr. Johnson?

13 (No response.)

14 MS. CULPEPPER: All right. At this
15 point, we'll move forward. Thank you,
16 Dr. Johnson.

17 Next moving on to board business.
18 Does anyone want to bring forward a motion to
19 approve the business meeting minutes for
20 October 8, 2023?

21 MR. CUMMINS: I make a motion to
22 approve.

23 MS. NORRIS-JOHNSON: I'll second.

24 MS. CULPEPPER: All those in favor.

25 BOARD PANEL: Aye.

1 MS. CULPEPPER: Any opposed?

2 (No response.)

3 MS. CULPEPPER: Any abstain?

4 (No response.)

5 MS. CULPEPPER: Okay. Moving on.

6 Motion to accept the agreed settlement proposals
7 for July -- minutes for July of 2023.

8 MR. CUMMINS: Make a motion to accept
9 the minutes for July 2023 agreed settlements.

10 MS. NORRIS-JOHNSON: I second.

11 MS. CULPEPPER: All those in favor,
12 say aye.

13 BOARD PANEL: Aye.

14 MS. CULPEPPER: Any opposed?

15 (No response.)

16 MS. CULPEPPER: Any abstain?

17 (No response.)

18 MS. CULPEPPER: Motion passes. Next
19 to accept the hearing -- motion to approve the
20 hearing panel minutes. I'm sorry. Yes. I'm
21 sorry. Motion to approve the hearing panel
22 minutes for July of 2023.

23 MR. CUMMINS: I make the motion to
24 approve the hearing panel minutes for July 2023.

25 MS. GENTRY: I'll second.

1 MS. CULPEPPER: All those in favor,
2 say aye.

3 BOARD PANEL: Aye.

4 MS. CULPEPPER: Any opposed?

5 (No response.)

6 MS. CULPEPPER: Any abstain?

7 (No response.)

8 MS. CULPEPPER: Next is a motion to
9 approve of -- motion to waive reading of the
10 names on the motions.

11 MR. CUMMINS: I make the motion to
12 waive the reading of the names on the motions.

13 MS. GENTRY: I'll second.

14 MS. CULPEPPER: All those in favor,
15 say aye.

16 BOARD PANEL: Aye.

17 MS. CULPEPPER: Any opposed?

18 (No response.)

19 MS. CULPEPPER: Any abstain?

20 (No response.)

21 MS. CULPEPPER: Next is future
22 meetings. And a motion to approve one extra
23 hearing day for Monday, February 5th, and
24 Monday, April 8, 2024.

25 MR. CUMMINS: I make the motion to

1 approve the extra hearing date for Monday,
2 February 5th, 2024. Also to approve the
3 hearings and settlements February 6th, 7th, and
4 8th. Also we'll go ahead and add the Monday
5 April date as well. I think it's Monday,
6 April 8th.

7 MS. GENTRY: I'll second.

8 MS. CULPEPPER: All those in favor?

9 BOARD PANEL: Aye.

10 MS. CULPEPPER: Any opposed?

11 (No response.)

12 MS. CULPEPPER: Any abstain?

13 (No response.)

14 MS. CULPEPPER: And just to cover it,
15 for the panel for February, it will be Sandra
16 Culpepper, Janie Clanton, Dr. Melissa King, and
17 Jeremy Cummins.

18 At this point we're going to go into
19 the committee reports. From the Executive
20 Committee today, I would like to bring forward a
21 motion to support full practice authority.

22 MR. SHAW: Second.

23 MS. CULPEPPER: All those in favor
24 say --

25 ASSISTANT ATTORNEY GENERAL TURNER:

1 We need a motion.

2 MR. SHAW: I thought she said "I make
3 a motion."

4 ASSISTANT ATTORNEY GENERAL TURNER:
5 You made a motion?

6 MR. SHAW: I'll make a motion.

7 MS. COLLINS: Second.

8 MS. CULPEPPER: Any discussion? All
9 those in favor, we're going to do this by
10 roll-call vote.

11 DR. DOTSON: I'm sorry. Vote full
12 practice authority for...

13 MR. SHAW: APRN, nurse practitioners.

14 MS. CULPEPPER: Yeah. Nurse
15 practitioners.

16 DR. DOTSON: Just a blanket --

17 MS. COLLINS: To support the --

18 MR. SHAW: I think 23 other states
19 have already done it.

20 ASSISTANT ATTORNEY GENERAL TURNER:
21 For purposes of what Dr. Johnson had mentioned,
22 the continuing legislation, the talks regarding
23 the continuing legislation so that the Board of
24 Nursing can continue to be involved in those
25 talks and move towards that legislation.

1 DR. DOTSON: Okay.

2 MS. COLLINS: Jan Collins, yes.

3 MS. WALKER: Carly Walker, yes.

4 MS. MOODY: Janel Moody, yes.

5 MR. SHAW: Alton Shaw, yes.

6 MS. GENTRY: Lacy Gentry, yes.

7 MR. CUMMINS: Jeremy Cummins,

8 abstain.

9 MS. CULPEPPER: Sandra Culpepper,
10 yes.

11 MS. CLANTON: Janie Clanton, yes.

12 DR. DOTSON: Dr. Renia Dotson,

13 abstain.

14 MS. NORRIS-JOHNSON: Nancy
15 Norris-Johnson, yes.

16 DR. KING: Dr. Melissa King, yes.

17 MS. CULPEPPER: Thank you. That
18 motion passes.

19 The next thing coming from the
20 Executive Committee would be a motion to accept
21 the administrative denials, the three
22 administrative denials.

23 MR. SHAW: I'll make a motion.

24 MS. CULPEPPER: So there's a motion
25 by Alton.

1 MR. CUMMINS: Second.

2 MS. CULPEPPER: Okay. All those in
3 favor, say aye.

4 BOARD PANEL: Aye.

5 MS. CULPEPPER: Any opposed?

6 (No response.)

7 MS. CULPEPPER: Anyone abstain?

8 (No response.)

9 MS. CULPEPPER: Next coming out of
10 the Executive Committee we would like to have a
11 motion to accept the revision of the handbook to
12 include accommodations policy.

13 MR. SHAW: Do we have a copy?

14 MS. CULPEPPER: It is -- it was at
15 the front of your packet.

16 MR. CUMMINS: I make a motion to
17 accept the accommodations policy as stated or as
18 written.

19 MS. CULPEPPER: Do I have a second?

20 MR. SHAW: I second.

21 MS. CULPEPPER: Any discussion?

22 MR. SHAW: Is the Jackson metro area
23 defined anywhere in here?

24 Okay. There it is. Got it.

25 DR. DOTSON: Under A, under the

1 second small Roman Numeral 2, staff staying
2 outside the greater Jackson area, does that mean
3 -- should that be staff inside -- residing
4 inside the greater Jackson area or is there
5 normally --

6 MR. CUMMINS: I think one was for
7 board members and one was for staff.

8 DR. DOTSON: Okay. I gotcha.

9 MR. CUMMINS: Yeah, I was tripped up
10 on that as well. I had to read it three or four
11 times.

12 MR. SHAW: The only question I have
13 is the expanded definition of the Jackson
14 metropolitan area, and the reason being, some of
15 these areas -- if you live on the other side of
16 Simpson County, you may be an hour and a half
17 going one way. Well, there have been hearings
18 that have run very late at night and you're
19 going to drive that at night and turn around and
20 drive back the next morning. That's just
21 something for thought when you start putting
22 people on the road that late at night. Actually
23 when I actually spoke to one of the PEER
24 committee members, that's what they brought up,
25 not go too far --

1 ASSISTANT ATTORNEY GENERAL TURNER:

2 It isn't a definition for the metro area. It's
3 a very expanded definition.

4 MR. SHAW: Isn't the metro usually
5 just considered Hinds, Rankin --

6 MS. COLLINS: It's on here.

7 MR. SHAW: I know that's the
8 definition. Because like I said, you can have
9 people that could be an hour and a half or more
10 trying to get home to turn around to come back.

11 MS. GENTRY: Should we designate a
12 certain radius from the building at the Board of
13 Nursing? Would that define it more clearly and
14 give us more oversight?

15 DR. JOHNSON: Well, it's the will and
16 preference of the board, though. The staff just
17 concocted a draft for you all to consider and
18 make edits and changes as you deem necessary.

19 MR. SHAW: I'm not concerned about
20 me.

21 DR. JOHNSON: The Jackson metro
22 statistical area was the definition, I think,
23 that they have for that; is that correct, Shan?

24 MS. MONTGOMERY: Yes.

25 DR. JOHNSON: So we utilize what's

1 already described as the statistical Jackson
2 metro area. But this is at the will and
3 preference of the board. Whatever your desire
4 is, we will carry out.

5 MR. SHAW: As counsel mentioned, this
6 is kind of expanded one. Is it usually just --

7 ASSISTANT ATTORNEY GENERAL TURNER: I
8 would have to take a look at it. This is
9 actually the first time I've reviewed the
10 policy. But in speaking with the president,
11 it's my understanding that this was a process in
12 drafting this policy. If you guys need more
13 time to consider it, we could certainly take
14 another look at it or take suggestions.

15 MR. SHAW: And I don't know that it
16 would affect anybody on the board, but moving
17 forward, we could have somebody that this could
18 be detrimental to.

19 ASSISTANT ATTORNEY GENERAL TURNER:
20 Since it is a policy, though, any subsequent
21 board could vote to edit, revise, repeal. I
22 mean --

23 MR. SHAW: Well, then it seems like
24 somebody gets appointed and we're doing it
25 specifically for them rather than a blanket

1 policy.

2 DR. DOTSON: So would you consider as
3 a compromise using a radius instead of a
4 statistical area? Pick a distance that you
5 think -- as a radius and then put that in there
6 as opposed -- and then it goes in all
7 directions.

8 MS. COLLINS: Isn't that what Lacy
9 suggested doing?

10 MS. GENTRY: Yes, ma'am.

11 (Discussion off record.)

12 DR. DOTSON: So to clarify, so that's
13 for staff we're looking at? For staff?

14 MR. SHAW: Board members.

15 ASSISTANT ATTORNEY GENERAL TURNER:
16 Board members.

17 DR. DOTSON: Okay. If it's good for
18 board members --

19 MR. SHAW: I mean, staff, too.
20 Staff, too.

21 MS. CULPEPPER: So is there a
22 recommendation that someone would like to make?

23 MR. SHAW: I'm just trying to think
24 how long -- I'm not used to driving in the metro
25 area as far as getting to Point A to Point B. I

1 know it takes longer to get to here to probably
2 the reservoir than it does from here to Wesson.
3 So 30, 40 miles, something like that. I don't
4 know. It seems like it would encompass the
5 whole metro area.

6 MS. CULPEPPER: I think an
7 appropriate --

8 MR. SHAW: And it would keep it under
9 an hour.

10 MS. CULPEPPER: -- I think would be
11 about 45.

12 MR. CUMMINS: 45 miles?

13 MS. CULPEPPER: I think that would be
14 appropriate.

15 MS. COLLINS: Do y'all want me to
16 Google?

17 MS. GENTRY: So would we be amending
18 one and two or would this be amending --

19 MS. CULPEPPER: Yeah.

20 MS. GENTRY: Okay. All right.

21 MR. CUMMINS: So I'll amend the
22 motion I made to accept the accommodations
23 policy with us amending the term "greater
24 Jackson metro area" to add a radius of 45 miles
25 from the Board of Nursing facility.

1 MS. CULPEPPER: Thank you. Do I have
2 a second?

3 DR. DOTSON: One more question. When
4 PEER reviewed us, did they give any -- what they
5 thought would be an acceptable distance or
6 radius?

7 DR. JOHNSON: As of this date, we
8 have not gotten a response from PEER.

9 DR. DOTSON: Okay.

10 MS. MONTGOMERY: We did reach out to
11 the auditor's office. The auditor's office
12 didn't have a definition, mile radius. They
13 really preferred not to comment on it.

14 MR. SHAW: That's probably because
15 most of them stay in hotels, too.

16 MS. MONTGOMERY: Just to make sure
17 you guys are aware, we have reached out to other
18 entities to find out.

19 MR. SHAW: I would just say -- just
20 food for thought, not against the policy, but
21 that one of the members of the PEER committee I
22 spoke to said there's no sense in enacting a
23 policy. They weren't worried about that. That
24 one of the PEER committee members I spoke to
25 said they weren't worried about enacting a

1 policy. They just needed the other question
2 answered. But here we are.

3 MS. CULPEPPER: So I have a motion on
4 the floor. Do I have a second?

5 MS. GENTRY: I'll second.

6 MS. CULPEPPER: Okay. We're going to
7 take a roll-call vote.

8 MS. COLLINS: Jan Collins, yes.

9 MS. WALKER: Carly Walker, yes.

10 MS. MOODY: Janel Moody, yes.

11 MR. SHAW: Alton Shaw, with the
12 amendment, yes.

13 MS. GENTRY: Lacey Gentry, yes.

14 MR. CUMMINS: Jeremy Cummins, yes.

15 MS. CULPEPPER: Sandra Culpepper,
16 yes.

17 MS. CLANTON: Janie Clanton, yes.

18 DR. DOTSON: Dr. Renia Dotson, yes.

19 MS. NORRIS-JOHNSON: Nancy
20 Norris-Johnson, yes.

21 DR. KING: Melissa King, abstain.

22 MS. CULPEPPER: With that being said,
23 the motion passes.

24 Next we're going to move on to
25 Compliance Committee.

1 MS. NORRIS-JOHNSON: Madam President,
2 I have two motions. I move the board adopt the
3 Compliance Committee's recommendation to accept
4 the affidavits of the following: R866369,
5 Affidavit R-865497, Affidavit R-851988,
6 Affidavit R-877681. That's the first motion.

7 HEARING OFFICER LOVE: Did y'all hear
8 her motion?

9 MR. CUMMINS: I make the motion that
10 we accept the affidavits as she's stated.

11 MS. CULPEPPER: Do we have a second?

12 MS. GENTRY: I'll second.

13 MS. CULPEPPER: All those in favor,
14 say aye.

15 BOARD PANEL: Aye.

16 MS. CULPEPPER: Any opposed?

17 (No response.)

18 MS. CULPEPPER: Any abstain?

19 (No response.)

20 MS. NORRIS-JOHNSON: The second one
21 is I move that the board adopt the Compliance
22 Committee's recommendation to remove the
23 restriction from the following nurse: R-89134,
24 February 7, 2024.

25 MS. CULPEPPER: Motion?

1 MR. CUMMINS: I make a motion that we
2 remove the restrictions from the license as
3 stated.

4 MS. GENTRY: I'll second.

5 MS. CULPEPPER: All those in favor,
6 say aye.

7 BOARD PANEL: Aye.

8 MS. CULPEPPER: Any opposed?

9 (No response.)

10 MS. CULPEPPER: Any abstain?

11 (No response.)

12 MS. CULPEPPER: The motion passes.

13 Is there anything further, Ms. Johnson?

14 MS. NORRIS-JOHNSON: No.

15 MS. CULPEPPER: Next we have the
16 Advanced Practice Committee. Mr. Shaw.

17 MR. SHAW: Okay. Nothing to bring
18 forward as far as a vote, but just wanted for
19 general information: Dr. Cagle has been getting
20 overwhelmed with requests for special
21 privileges, and most of them they just send in
22 saying, Can I do this?

23 Well, what we're doing is going to
24 refer them back to the decision tree that says
25 if you have the standards, the training, the

1 competency -- there's national standards board
2 policies, procedures, all this other stuff
3 spelled out -- then you can do it -- or, excuse
4 me. Then you can submit that to us. We're not
5 going to do your research for you. Just kind of
6 gives them a guidance of what is necessary to
7 have in place before submitting to the board to
8 reduce a lot of this back and forth.

9 Excuse me. I said decision model.
10 We're kind of changing the terminology. So
11 decision model. Something about a tree just --
12 anyway, that's all I have.

13 MS. CULPEPPER: Thank you, Mr. Shaw.
14 So next we're going to move on to Practice
15 Committee. Ms. Clanton, do you have anything
16 coming out of Practice?

17 MS. CLANTON: We have two things
18 coming out of Practice this morning. The first
19 thing was we were asked about pushing Propofol
20 at bedside. The question was raised by a doctor
21 who was pushing Propofol at bedside with a
22 physician present and preparing to intubate the
23 patient. And our response to that is is we're
24 going to recommend that that facility refer to
25 our position statement that's entitled

1 Administration and Management of IV Sedation in
2 the Emergency Setting and the Standards of Care,
3 which is the American Association of Critical
4 Care Nurses to develop a policy and procedure
5 regarding a nurse administrating Propofol during
6 an emergency intubation. That's the first thing
7 that we've got coming out.

8 MR. SHAW: So you're basically saying
9 as long as they have the policies and procedures
10 and follow the right care.

11 MS. CLANTON: Exactly.

12 MR. SHAW: Decision model.

13 DR. KING: Madam President, can I ask
14 a question about that one to Janie, please?

15 MS. CULPEPPER: Yes, Dr. King.

16 DR. KING: As far as the position
17 statements, are we -- should we include that
18 language in there since we are not trying to get
19 away from the position statements in general
20 from the RN, APRN perspective?

21 MS. CLANTON: Basically I don't -- I
22 know that y'all have tried to get away from the
23 position statements, but if we go by letting
24 them write their own policy and procedures for
25 the emergency situation to where these nurses

1 have been trained, they have the classes for
2 this, then that's going to be up to the facility
3 to decide if they can do it or not.

4 DR. KING: But wouldn't that be
5 standardized to use the decision-making model
6 language that the APC Committee is leaning
7 towards instead of position statements since
8 they don't have any legal hold?

9 MS. CLANTON: That I'm not for sure.

10 MR. SHAW: The basis of it is, like,
11 what the statement is is the policy.

12 MS. CLANTON: Isn't that the model,
13 the same thing?

14 MS. CULPEPPER: Yeah. It aligns with
15 the model.

16 MS. CLANTON: We can reword it if we
17 need to. We were just looking at the hard copy
18 paper in the back.

19 MS. CULPEPPER: Any other questions?
20 All right. Is there --

21 ASSISTANT ATTORNEY GENERAL TURNER:
22 Have we sent a response, a written response back
23 in answer to this question?

24 MS. CLANTON: Don't we usually?

25 DR. JOHNSON: Yes.

1 MR. SHAW: Just tell them to follow
2 the decision model based off of policy and
3 procedures, dah, dah, dah, dah, dah. I make
4 that motion.

5 MS. CULPEPPER: So, Alton --

6 MR. SHAW: Motion to amend to change
7 the language to follow the decision model for
8 all the competency, education, training,
9 policies and procedures, and blah, blah, blah
10 blah, blah. You don't have to put "blah" in
11 there.

12 ASSISTANT ATTORNEY GENERAL TURNER:
13 And for that to be the response back to the
14 inquiring physician.

15 MS. COLLINS: I'll second that.

16 MS. CULPEPPER: Thank you, Mr. Shaw.
17 All those in favor, say aye.

18 BOARD PANEL: Aye.

19 MS. CULPEPPER: Any opposed?

20 (No response.)

21 MS. CULPEPPER: Any abstain?

22 (No response.)

23 MS. CULPEPPER: All right.

24 Ms. Clanton.

25 MS. CLANTON: The second thing that's

1 coming out of the Practice Committee is the
2 question was asked by a different facility: Is
3 the nurse responsible for sedation
4 administration and monitoring, also perform
5 other brief interruptible activities so as long
6 as the nurse remains in attendance with the
7 patient and monitoring is not compromised.

8 We were going to refer them back to
9 the same -- we'll -- to the same decision model
10 for Administrating and Management of IV and
11 Moderate Sedation. And underneath it, it says
12 the nurse shall have no other duties during this
13 procedure.

14 MR. SHAW: We ran into this situation
15 with a GI thing one time where they were wanting
16 somebody there. The doctor wanted to be able to
17 do the intubation, turn that over, and go down
18 and do the procedure. And it was stated in
19 there that you can't do both. You've got to
20 have a nurse anesthetist or somebody that's
21 qualified to take care of the -- while you're on
22 the other end. That would be the only concern.

23 MS. CLANTON: That's what we've
24 decided. We're going to stand with what we've
25 got.

1 MS. CULPEPPER: So would you like to
2 make that motion, Mr. Shaw?

3 MR. SHAW: I'll make the motion.

4 MS. CULPEPPER: Second?

5 MS. NORRIS-JOHNSON: Second.

6 MS. CULPEPPER: All those in favor,
7 say aye.

8 BOARD PANEL: Aye.

9 MS. CULPEPPER: Any of those opposed?
10 (No response.)

11 MS. CULPEPPER: Any abstain?
12 (No response.)

13 MS. CULPEPPER: All right. That
14 motion passes. Anything else, Ms. Clanton?

15 MS. CLANTON: That concludes my --

16 MS. CULPEPPER: Thank you. Next
17 we're going to move on to Administrative Code
18 Committee with Ms. Gentry.

19 MS. GENTRY: Yes. Thank you, Madam
20 President. So first and foremost, thank you to
21 all the board members present, as well as
22 Brandon Walker and Deanne Saltzman. We have had
23 a very busy Administrative Code season, and I am
24 grateful to all of you for all your hard work
25 and insight and wisdom.

1 So we have two things we're bringing
2 forward today after meeting November 14 and in
3 light of the new NCSBN full practice authority
4 in the State of Mississippi.

5 So I will begin with the first
6 motion. I would like to make a motion that the
7 board adopt the Administrative Code Committee's
8 amendments to Title 30 of the Administrative
9 Code parts 2820, 2825, 2880, and part 2840 with
10 the exception of Rule 1.3 and 2840.

11 If you need to refer to anything,
12 they're in the very back of your packet, and the
13 changes are highlighted as previously discussed
14 by the board.

15 MS. CULPEPPER: I just wanted to
16 clarify. So which part did you denote in 2840?

17 MS. GENTRY: 2840, Rule 1.3. And I
18 have a separate motion for that.

19 MS. CULPEPPER: Okay. Thank you.

20 MR. SHAW: I make a motion we approve
21 with the exception of number 3.

22 MS. CULPEPPER: Okay. Do I have a
23 second?

24 MS. NORRIS-JOHNSON: I second.

25 MS. CULPEPPER: All those in favor,

1 say aye.

2 BOARD PANEL: Aye.

3 MS. CULPEPPER: Any opposed?

4 (No response.)

5 MS. CULPEPPER: Any abstain?

6 (No response.)

7 MS. CULPEPPER: The motion passes.

8 Ms. Gentry.

9 MS. GENTRY: Yes, ma'am. Thank you.

10 And the second motion, I make the motion that
11 the board table Title 30 of Administrative Code
12 Part 2840, Rule 1.3.

13 MS. CULPEPPER: Would anyone like to
14 make that motion?

15 MR. SHAW: Just curious the tabling
16 reason is for...

17 MS. GENTRY: I -- we are going to
18 table it in light of the -- what Dr. Johnson
19 spoke of earlier in her reports which details
20 the full practice authority coalition for
21 four years that NCSBN has been working on and
22 that Mr. Bobinger mentioned earlier as well.
23 That's the rationale for the tabling.

24 MS. CULPEPPER: Any other questions?

25 Do we have a motion? I'm sorry? Mr. Shaw?

1 MR. SHAW: I do want to say one
2 thing, and it's something to bring up when this
3 is being looked at. And I know it's being
4 looked at. But I remember a few years back when
5 I was president, Trey and I went over and spoke
6 with the speaker at the Capitol. And not being
7 an attorney, but them being attorneys, they got
8 into all this attorney speak about regulations,
9 policies, and the devil's in the details, and
10 the details are the definitions.

11 MR. BOBINGER: That's correct.

12 MR. SHAW: So just make sure if
13 anything in this document says something about
14 monitored practice, it is accurately defined
15 because that has been the one problem over the
16 years in that nobody knows what it is. Does it
17 mean they have to go in the room with you? Does
18 it mean they have to go after you? Just be
19 around? Or check off all your charts? Whatever
20 it is, this needs to be accurately defined so
21 we're not in a gray area on anything. But I'll
22 make the motion for --

23 MS. CULPEPPER: So we have a motion
24 on the floor. Do I have a second?

25 MS. MOODY: Second.

1 MS. CULPEPPER: All those in favor.

2 We're going to do it by roll-call vote.

3 MS. COLLINS: Jan Collins, yes.

4 MS. WALKER: Carly Walker, yes.

5 MS. MOODY: Janel Moody, yes.

6 MR. SHAW: Alton Shaw, yes.

7 MS. GENTRY: Lacey Gentry, yes.

8 MR. CUMMINS: Jeremy Cummins,

9 abstain.

10 MS. CULPEPPER: Sandra Culpepper,

11 yes.

12 MS. CLANTON: Janie Clanton, yes.

13 DR. DOTSON: Renia Dotson, yes.

14 MS. NORRIS-JOHNSON: Nancy

15 Norris-Johnson, yes.

16 MR. SHAW: Just one more thing to say
17 just moving forward in case --

18 MS. CLANTON: We've got one more.

19 MR. SHAW: It's related.

20 MS. CULPEPPER: We've got Dr. King.

21 MR. SHAW: Oh, Dr. King. Sorry.

22 MS. CULPEPPER: Dr. King, are you
23 there?

24 DR. KING: Yes.

25 MS. CULPEPPER: Thank you.

1 MR. SHAW: I want to thank Dr. Dotson
2 at the end of last meeting kind of drawing us
3 back to where we should start most of our
4 Administrative Code meetings off on and what
5 does the evidence say and what are the
6 evidence-based practices. Because that's the
7 world we live in. If it's not an evidence-based
8 fact or practice -- that's the reason I'm
9 prescribed certain medications and other things.
10 So I would say just kind of always research that
11 and have that at the beginning of the meeting in
12 researching it out.

13 MS. CULPEPPER: Thank you, Mr. Shaw.
14 Ms. Gentry, anything else coming out of the
15 Administrative Code Committee?

16 MS. GENTRY: No, ma'am. That's it.
17 Thank you.

18 MS. CULPEPPER: Thank you,
19 Ms. Gentry. Next we're going to move on to
20 Finance Committee. Mr. Cummins.

21 MR. CUMMINS: The Finance Committee
22 has a good report today. If you'll refer to
23 your packet. You'll see the information, if you
24 want to follow along. Revenue collected through
25 October was \$608,985. This represents a

1 30 percent increase in the same time last year.

2 So that is very good.

3 As far as expenditures, salary
4 expenditures are now being tracked by both state
5 personnel board and the legislature since a set
6 amount is appropriated annually for personnel
7 costs.

8 Right now as of October, we're
9 projecting that there's going to be an excess of
10 \$575,424 in salary budget, and this is due to
11 nine vacancies on the Mississippi Board of
12 Nurses that have been budgeted for. We're
13 actively seeking to fill these positions, but
14 actively seeking with difficulty. Difficulty.
15 Because quite a few of them are well below
16 poverty level salaries. So anyway, that's where
17 we are with that.

18 Travel expenses were very high in
19 October. That was due to the annual meeting
20 that was out of state, and so that travel was
21 expensive, so October travel was high.

22 Commodity supply expenses are much
23 lower this year. We're sitting at about
24 40 percent less. That would be due to the
25 decrease in staff. And so that's good for our

1 bottom line. The board has only expended \$285
2 of its equipment budget. We currently have a
3 \$55,000 budget. We normally hold off -- Shan
4 normally holds off to the spring to do
5 assessments on new equipment, new commuturs, new
6 printers needed, so in the spring there will be
7 an assessment done to determine what needs to be
8 replaced so that we can expend the monies in
9 that budget as needed.

10 ONW during October: Grants were
11 awarded to 23 colleges and universities totaling
12 \$821,900. Blue Mountain Christian University
13 were reflected in November's budget for \$20,200
14 due to an issue with their W-9 not matching.

15 We are looking and seeking, and a
16 motion will be coming forward, seeking to
17 increase -- or better yet, sending to the
18 legislature to increase the ONW budget up to
19 1.5 million so that we can hopefully help
20 produce more scholarships and more funding to
21 get more nursing students into these programs.
22 So that will be something I'll bring up as a
23 motion in a few minutes.

24 Beginning in December, the board's
25 share of the health insurance premiums are going

1 to increase by \$18 a month. It's about \$4,000
2 in fiscal year '24 that the board will need to
3 expend to cover that.

4 Daily meal limits have increased to
5 \$59. Currently we're sitting at 44.25. So
6 that's an increase there. However, the DFA
7 travel manual has not been updated. So the
8 guidelines aren't really fully known at this
9 point.

10 The agency will be requesting
11 clarification to determine if lesser rates are
12 in effect at this time because these rates were
13 supposed to go into effect October 1st.

14 The employers' share of retirement
15 benefits are projected to increase by 2 percent.
16 And so that will be up to 19.4 percent in July.
17 Should this be enacted by the legislature, there
18 will be an increase in the board's budget to
19 fully -- to cover these expenditures.

20 As of today, cash on hand -- or
21 better yet, as of the end of October, cash on
22 hand was \$7,264,338, which is adequate resources
23 for the full function of the Mississippi Board
24 of Nursing. That number sounds high. Remember,
25 this is an LPN renewal year. We do depend on

1 our RN renewal years to carry us through two
2 fiscal years. So those monies will be expended,
3 so don't get nervous about having too much
4 money.

5 Out of Finance Committee, I'll bring
6 -- the first motion I'm bringing is the Finance
7 Committee brings a motion to increase our -- or
8 to request an increase in renewal fees for
9 nursing licenses up to \$150 to support staff.
10 And this will be pursuant to legislative
11 approval. The Mississippi Board of Nursing has
12 not had a renewal increase in greater than
13 20 years. We are currently the lowest renewal
14 cost of all agencies. So we feel like this is a
15 very small amount to add. It still keeps us
16 lower than any other state agency.

17 So that will be the first -- do you
18 want me to take up the first motion?

19 MS. CULPEPPER: Yes.

20 MR. CUMMINS: I make that first
21 motion coming out of Finance Committee.

22 MR. SHAW: I'll second the motion.
23 What's the national average? Just curiosity.

24 MR. CUMMINS: Dr. Johnson, do you
25 have an idea? I don't.

1 DR. JOHNSON: I don't. Shan, are you
2 aware what the national average is?

3 MS. MONTGOMERY: I'm looking now.

4 ASSISTANT ATTORNEY GENERAL TURNER:
5 Are y'all's renewal fees set by statute?

6 MS. CULPEPPER: Yes.

7 MS. COLLINS: So it's currently \$100?

8 MR. CUMMINS: \$100 and has been for
9 greater than 20 years. We're seeking to
10 increase it to \$150.

11 MS. COLLINS: A 50 percent increase.

12 MR. CUMMINS: That's right. And the
13 increase in revenue hopefully can go toward
14 getting our staff salaries where they need to be
15 so that we can properly recruit. Because
16 currently we're --

17 MR. SHAW: So do you think the state
18 will do that or will they just keep the money
19 themselves?

20 MR. CUMMINS: Good question.

21 MS. COLLINS: In the general fund?

22 MR. SHAW: We can talk about that. I
23 was just curious.

24 MS. CULPEPPER: Any other questions
25 for Mr. Cummins? So we -- they have a motion,

1 Alton seconded it. All those in favor, say aye.

2 BOARD PANEL: Aye.

3 MS. CULPEPPER: Anyone opposed?

4 (No response.)

5 MS. COLLINS: When will this take
6 effect?

7 MR. CUMMINS: It will have to go
8 through the legislature.

9 MS. CULPEPPER: Anyone abstain?
10 (No response.)

11 MS. CULPEPPER: The motion passes.
12 Anything else?

13 MR. CUMMINS: Yes. I have -- the
14 second motion coming out of Finance Committee,
15 and I'll make the motion that we increase the
16 budget line item for ONW to \$1.5 million. It's
17 currently at 800 -- Shan, help me. 800 and --

18 MS. MONTGOMERY: 860,000.

19 MR. CUMMINS: Yeah, I think it's at
20 860,000, somewhere in that area. But the motion
21 is to increase the ONW line item to 1.5 million.
22 This will be to support nurse recruitment,
23 scholarships, and nurse retention.

24 ASSISTANT ATTORNEY GENERAL TURNER:

25 For this year coming up?

1 MR. CUMMINS: Well, it will have to
2 go to the legislature.

3 MS. CULPEPPER: So I have a motion on
4 the floor. Do I have a second?

5 MR. SHAW: Second.

6 MS. CULPEPPER: All those in favor,
7 say aye.

8 BOARD PANEL: Aye.

9 MS. CULPEPPER: Any opposed?
10 (No response.)

11 MS. CULPEPPER: Any abstain?
12 (No response.)

13 MS. CULPEPPER: That passes.
14 Mr. Cummins.

15 MR. CUMMINS: That's all I have,
16 Madam President, for the Finance Committee.

17 MS. CULPEPPER: Thank you. All
18 right. Next is the Office of Nursing Work Force
19 Committee. Ms. Clanton.

20 MS. CLANTON: We haven't met since
21 the last time. So I have nothing to bring
22 forward other than we will be meeting on
23 January 16th at 2 o'clock. But I do want to say
24 thank you, Dr. Burks, for everything she's doing
25 with ONW, along with her practical nursing stuff

1 and everything else she does. Thank you for all
2 your help. We do appreciate it. And the staff,
3 of course.

4 MS. CULPEPPER: Thank you,
5 Ms. Clanton. Is there any other committee
6 business?

7 MR. CUMMINS: Yes.

8 MS. CULPEPPER: Yes, Mr. Cummins.

9 MR. CUMMINS: From the Bylaws
10 Committee, in October, a copy of the revised
11 bylaws was presented to the board panel. Today
12 we will need to open up discussion and take a
13 vote on the revised bylaws.

14 MS. CULPEPPER: Has everyone -- these
15 were the documents that were received in October
16 for your review.

17 (Off-the-record discussion.)

18 MR. CUMMINS: A lot of it is
19 language.

20 MS. COLLINS: We don't have copies?

21 MR. CUMMINS: The copies were
22 distributed in October, so we don't have copies
23 today.

24 MS. CULPEPPER: Do you have that
25 available?

1 MR. CUMMINS: I've got it on here,
2 but it's a lot to read.

3 MS. COLLINS: Can we table it? That
4 sounds like something we can do at a
5 strategic planning session.

6 MR. CUMMINS: Well, it's board
7 business.

8 MS. CULPEPPER: It is board business.

9 MR. SHAW: Well, she was talking
10 about doing it at the retreat actually.

11 MS. CULPEPPER: Yeah. I mean,
12 technically we could do it at the retreat.

13 MR. CUMMINS: Okay. We'll hold off.

14 MS. CULPEPPER: So we will hold off
15 on that until the January board retreat.

16 MR. CUMMINS: Can we make sure we
17 have copies of that available at that time?

18 DR. JOHNSON: Yes.

19 MS. CULPEPPER: Thank you,
20 Mr. Cummins. Is there any further committee
21 business?

22 At this time, do we have a motion to
23 adjourn?

24 MR. CUMMINS: I make the motion we
25 adjourn.

1 MS. COLLINS: I held my hand up
2 first.

3 MR. CUMMINS: I'm so sorry. I'll
4 retract my motion. Completely, I retract my
5 motion.

6 MS. COLLINS: Okay. I move that we
7 adjourn.

8 MS. CULPEPPER: I have a motion by
9 Ms. Collins to adjourn. Do I have a second?

10 MR. CUMMINS: Second.

11 MS. GENTRY: I'll second.

12 MS. CULPEPPER: All those in favor,
13 say aye.

14 BOARD PANEL: Aye.

15 MS. CULPEPPER: Any opposed?

16 (No response.)

17 MS. CULPEPPER: Any abstain?

18 (No response.)

19 MS. CULPEPPER: We are now adjourned.

20 (Meeting adjourned at 12:30 p.m.)
21
22
23
24
25

1 CERTIFICATE OF COURT REPORTER

2 I, THERESA S. LUMLEY, Court Reporter and
3 Notary Public, in and for the County of Copiah,
4 State of Mississippi, hereby certify that the
5 foregoing pages contain a true and correct
6 transcript of the testimony of the witness, as
7 taken by me at the time and place heretofore
8 stated, and later reduced to typewritten form by
9 computer-aided transcription under the
10 supervision, to the best of my skill and
11 ability.

12 I further certify that I placed the
13 witness under oath to truthfully answer all
14 questions in this matter under the authority
15 vested in me by the State of Mississippi.

16 I further certify that I am not in the
17 employ or related to, any counsel or party in
18 this matter, and have no interest, monetary or
19 otherwise, in the final outcome of the
20 proceedings.

21 Witness my signature and seal, this the
22 10th day of January, 2024.

23
24
25



Theresa Lumley

Theresa S. Lumley, CSR #1231

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